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**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

IN RE CHINA SUNERGY SECURITIES  
LITIGATION

**CIVIL ACTION NO. 07-civ-7895  
(DAB)**

**MOTION FOR FINAL  
APPROVAL OF  
SETTLEMENT AND PLAN  
OF ALLOCATION**

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This Document Relates To: All Actions

**PLEASE TAKE NOTICE** that upon the accompanying memorandum of law, the Declaration of Kim E. Miller in Support of Motion for Final Approval of Settlement and Plan of Allocation and Motion for Award of Attorneys' Fees and Expenses, the Declaration of Joni Brown (the "Brown Decl."), a Case Manager of Rosenthal & Company LLC (formerly Administar LLC), and all prior pleadings and proceedings herein, Lead Plaintiff the Tonyaz Group will move this Court, on March 3, 2011, at 2:30 p.m. before the Honorable Deborah A. Batts, United States District Judge, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl St., Courtroom 24B, New York, NY 10007-1312, for an order for final approval of the proposed Settlement and Plan of Allocation. A proposed Final Judgment, Order of Dismissal with Prejudice, and Order Approving Award of Attorneys' Fees and Expenses and Plan of Allocation is submitted herewith.

**Dated:** February 7, 2011

**KAHN SWICK & FOTI, LLC**

/s/ Kim E. Miller  
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**CERTIFICATE OF SERVICE**

I hereby certify that this Motion was filed through the ECF system and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF), and paper copies will be sent to those indicated as non-registered participants on February 7, 2011.

/s/ Kim E. Miller  
Kim E. Miller